

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

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In re Patent Application of:  
Nobuhiko FUNATO

Application No.: 10/522,748

Confirmation No.: 9305

Filed: January 28, 2005

Art Unit: 2616

For: DATA COMMUNICATION APPARATUS,  
INTERMITTENT COMMUNICATION  
METHOD THEREFOR, PROGRAM  
DESCRIBING THE METHOD AND  
RECORDING MEDIUM FOR RECORDING  
THE PROGRAM

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Examiner: C. Elpenord

**AMENDMENT IN RESPONSE TO NON-FINAL OFFICE ACTION**

MS Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Madam:

**INTRODUCTORY COMMENTS**

In response to the Office Action dated September 18, 2008, please amend the above-identified U.S. patent application as follows:

**Amendments to the Claims** are reflected in the listing of claims which begins on page 2 of this paper.

**Remarks/Arguments** begin on page 14 of this paper.